

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ 19-580
Plaintiff,)
)
v.)
) DETENTION ORDER
GIOVANNI ALEJANDRO NUNEZ,)
)
Defendant.)
_____)

Offense charged: Possession of Controlled Substance with Intent to Distribute

Date of Detention Hearing: December 10, 2019.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is charged by complaint with possessing with intent to distribute pills containing fentanyl, a controlled substance. It is alleged that the distribution of these pills led

01 to the death of a victim in Whatcom County. Related charges have also been brought in state
02 court against defendant, and bail has been set in an amount that defendant, though his attorney,
03 represents that he would not be able to meet. Therefore, the question of release is essentially
04 moot, as defendant would be transferred to state custody if not detained by this Court.
05 Defendant does not contest detention.

06 2. Defendant poses a risk of nonappearance based some failures to appear in
07 another matter, an active warrant, family ties to Mexico, substance use and lack of employment.
08 Defendant poses a risk of danger based on the nature and circumstances of the offense, and
09 substance use.

10 3. There does not appear to be any condition or combination of conditions that will
11 reasonably assure the defendant's appearance at future Court hearings while addressing the
12 danger to other persons or the community.

13 It is therefore ORDERED:

- 14 1. Defendant shall be detained pending trial, and committed to the custody of the Attorney
15 General for confinement in a correction facility;
- 16 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- 17 3. On order of the United States or on request of an attorney for the Government, the person
18 in charge of the corrections facility in which defendant is confined shall deliver the
19 defendant to a United States Marshal for the purpose of an appearance in connection with a
20 court proceeding; and
- 21 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for
22 the defendant, to the United States Marshal, and to the United State Probation Services

01 Officer.

02 DATED this 10th day of December, 2019.

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05 Mary Alice Theiler
06 United States Magistrate Judge
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